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8 Attorneys for Plaintiffs  
8 RITA BALDWIN; and J.C., by and through  
8 his Guardian Ad Litem, RITA BALDWIN  
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10 **UNITED STATES DISTRICT COURT**  
11 **NORTHERN DISTRICT**  
12 **SAN JOSE DIVISION**

13 RITA BALDWIN; and J.C., by and through his  
14 Guardian Ad Litem, RITA BALDWIN,

15 Plaintiffs,  
16 v.

17 CHARLES DANGERFIELD; JASON LARA;  
18 JOHN JEFFERSON; MIKE NELSEN; and  
18 DOES 1-25, inclusive,

19 Defendants.

Case No. CV-06-2467 JF (HRL)

**STIPULATED REQUEST TO  
CONTINUE TRIAL; [PROPOSED]  
ORDER**

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1 Pursuant to Local Rule 6-2, Plaintiffs Rita Baldwin and J.C. and Defendants Charles  
2 Dangerfield, Jason Lara, John Jefferson, and Mike Nelsen, by and through their respective  
3 counsel of record, stipulate and agree as follows:

4 WHEREAS, trial is set to begin on April 4, 2008;

5 WHEREAS, counsel for Plaintiffs has a scheduling conflict and respectfully requests that  
6 the Court continue trial for a short period of time;

7 WHEREAS, counsel for Defendants does not object to this brief continuance; and

8 WHEREAS, the parties have met and conferred and agreed to continue trial for  
9 approximately 30 days or as soon thereafter as is convenient for the Court.

10 THEREFORE, it is hereby stipulated and agreed by Plaintiffs and Defendants, through  
11 their respective counsel of record, as follows:

12 1) Trial to be continued with a new trial date to be chosen at the conclusion of the  
13 summary judgment hearing on February 22, 2008.

14 IT IS SO STIPULATED.

15 Dated: February 15, 2008

Burton, Volkmann & Schmal, LLP

17 By: /s/ Timothy J. Schmal  
18 Timothy J. Schmal

19 Attorneys for Defendant Mike Nelson,  
20 individually and in his capacity as a police  
officer for the City of Morgan Hill

21 Dated: February 15, 2008

22 Deputy Attorney General  
23 Office Of The Attorney General  
24 State of California

25 By: /s/ Troy B. Overton  
26 Troy B. Overton

27 Attorneys for Defendants Charles Dangerfield,  
28 Jason Lara and John Jefferson

1 Dated: February 15, 2008

Mayer Brown LLP

2 By: /s/ Lee H. Rubin  
3 Lee H. Rubin

4 Attorneys for Plaintiffs Rita Baldwin and J.C.,  
5 by and through his Guardian Ad Litem, Rita  
Baldwin

6 *Filer's Attestation: Pursuant to General Order No. 45, Section X(B), Lee H. Rubin hereby  
attests that the signatories' concurrence in the filing of this document has been obtained.*

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8 **[PROPOSED] ORDER**

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10 Pursuant to stipulation of the parties, trial is continued. A new trial date will be chosen at  
11 the conclusion of the summary judgment hearing on February 22, 2008.

12 **IT IS SO ORDERED.**

13 Date: 2/22/08



14 Honorable Jeremy Fogel  
15 United States District Judge

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